

#### **§509. Equine Infectious Anemia Testing Laboratory Requirements**

A. No person shall operate an Equine Infectious Anemia testing laboratory without first obtaining approval from the Livestock Sanitary Board.

B. Conditions for approving an Equine Infectious Anemia Testing Laboratory

1. The person must submit an application for approval to the office of the state veterinarian.
2. An inspection of the facility must be made by someone representing the office of the state veterinarian and who shall submit a report to the Livestock Sanitary Board indicating whether or not the person applying for an Equine Infectious Anemia testing laboratory approval has the facilities and equipment which are called for in Veterinary Service Memorandum 555.8.
3. The applicant must agree, in writing, to operate the laboratory in conformity with the requirements of the regulation and Veterinary Service Memorandum 555.8.
4. The applicant must show the board that there is a need for the laboratory.
5. If the application is approved by the Livestock Sanitary Board, the applicant will proceed with training, examination, and United States Department of Agriculture laboratory visitation.
6. Laboratory check test results shall be provided to the state veterinarian for final approval.
7. All Equine Infectious Anemia testing laboratories which have been approved by the United States Department of Agriculture, prior to the adoption of this regulation, shall be automatically approved at the time this regulation goes into effect.

C. Conditions for Maintaining Equine Infectious Anemia Testing Laboratory Approval

1. Laboratories must maintain a work log clearly identifying each individual sample and tests results, which must be available for inspection, for a period of 18 months from the date of the test.
2. Laboratories must maintain on file and make available for inspection, a copy of all submitting forms for a period of 18 months.
3. Laboratories must continually meet all the requirements of Veterinary Services Memorandum 555.8.
4. Samples shall be periodically collected and laboratories periodically inspected without prior notification.
5. Laboratories shall report, immediately, by telephone or telephonic facsimile, all positive results to the official test for EIA to the state veterinarian's office.
6. The state veterinarian shall renew the approval in January of each year, as long as laboratories maintain the standards required by this regulation and Veterinary Services Memorandum 555.8.

D. Cancellation of Equine Infectious Anemia Testing Laboratory Approval. An Equine Infectious Anemia testing laboratory may have its approval canceled if the Livestock Sanitary Board finds, at a public hearing, that the laboratory has failed to meet the requirements of this regulation or has falsified its records or reports.

AUTHORITY NOTE: Promulgated in accordance with R.S. 3:2093.

HISTORICAL NOTE: Promulgated by the Department of Agriculture and Forestry, Livestock Sanitary Board, LR 14:698 (October 1988), amended LR 20:408 (April 1994).

#### **§511. Definitions**

A. Wherever in these EIA rules and regulations the masculine is used, it includes the feminine and vice versa; wherever the singular is used, it includes the plural and vice versa.

*Approved EIA Testing Laboratory*Xa laboratory which is authorized by the board to conduct the EIA test analysis on equine blood samples.

*Board*Xthe Louisiana State Livestock Sanitary Board.

*Buyer*Xany person who purchases EIA positive or S branded equine for slaughter.

*Direct to Slaughter*Xfor shipment or movement from the premises of origin directly to an approved slaughter establishment for the purpose of slaughter without any stopping or diversion except as is necessary or incidental to such shipment.

*EIA Negative Equine*Xequine that is currently tested for EIA with a negative test result in accordance with these EIA rules and regulations.

*EIA Positive Equine*Xan equine that has completed an EIA test with a positive test result.

*EIA Quarantine*Xthe secure and physical isolation of EIA positive equine, S branded equine or both in a specific confined area the perimeter of which is at all times at least 200 yards away from all other equine.

*EIA Test*Xhas the same meaning as test for EIA defined hereinafter.

*Equine*Xany member of the family of *Equidae* including horses, mules, burros, donkeys, asses, and zebra.

*Equine Infectious Anemia*Xa contagious and infectious disease of equine caused by a lentivirus the symptoms of which can include intermittent fever, depression, weakness, edema, anemia and sometimes death. The disease is also known as Swamp Fever and is sometimes referred to herein as "EIA."

*Equine Quarantined Holding Area*Xan area where the secure and physical isolation of only EIA positive equine, S branded equine, or both are confined, the perimeter of which provides for separating by at least 440 yards from all other equine that are not EIA positive equine, S branded equine, or both.

*Exposure to EIA*Xin the presence of an EIA positive equine.

*Foal*Xan equine less than 1 year old.

*In the Presence of*Xcoming within 200 yards of the animal or object referred to.

*Owner*Xany person who, in any form, possesses, has custody of, or has an ownership interest in an equine. A person is an owner during the period of time of the described relationship. A parent or tutor of an owner who is a minor is also an owner during the period of time that the owner-parent or tutor's minor resides with the parent or tutor. A curator of an owner who has been interdicted is an owner during the period of time that the interdict is an owner.

*Permanent Individual Equine Identification*Xone of the following methods of identifying equine:

- a. operational implanted electronic identification transponder with individual number;
- b. legible individual lip tattoo; or
- c. legible individual hot brand or freeze brand other than the brand S or 72A on the left shoulder.

*Person*Xany natural person, partnership, limited partnership, limited liability company, corporation, association or any legal entity whatsoever.

*Premises*Xany immovable or movable property in which or upon which an equine is, was or could be located.

*Public Livestock Market*Xany place, establishment or facility commonly known as a "livestock market," "livestock auction market," "sales ring," "stockyard," or the like, operated for compensation or profit as a public market for livestock, consisting of pens, or other enclosures, and their appurtenances, in which livestock are received, held, sold, or kept for sale or shipment.

*Quarantine*Xthe secure and physical isolation of equine in a specific confined area the perimeter of which is at all times at least 200 yards away from other equine.

*S Branded Equine*Xan equine which has been branded with the letter S at least 3 inches in height on the left shoulder.

*Stall Barn*Xa building in which equine are customarily housed.

*Test for EIA* A test, approved by the United States Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services, for scientifically testing equine for the presence of EIA. The test for EIA is also sometimes herein referred to as the "EIA test."

*Testing Veterinarian* A veterinarian accredited by the United States Department of Agriculture who draws an equine's blood for an EIA test and who submits the blood sample to an approved EIA testing laboratory.

*Verification* A written statement signed by each owner which includes the name, address, telephone number of each owner, the name of the equine, if any, the permanent individual identification of the equine, and an affirmative attestation of the date, place and the manner of ending the life of the equine.

*VS Form 10-11* The form provided by the board or the United States Department of Agriculture utilized in EIA testing which provides for information including the name of the laboratory, the case number, the date of completion of the EIA test, the equine owner's name, address, telephone number and the permanent individual identification of the equine and the test results.

*VS Form 1-27 Permit* A form provided, completed and issued by the board or the United States Department of Agriculture which is required before certain livestock may be moved from the premises of origin.

*Written Proof of EIA Test* The VS Form 10-11 completed by an approved EIA testing laboratory which, when completed, provides the name of the laboratory, the case number, the date of completion of the EIA test, the equine owner's name, address, telephone number and permanent individual identification of the equine and the test results.

AUTHORITY NOTE: Promulgated in accordance with R.S. 3:2091-2097.

HISTORICAL NOTE: Promulgated by the Department of Agriculture and Forestry, Office of Animal Health Services, Livestock Sanitary Board, LR 23:943 (August 1997).